

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
LUFKIN DIVISION

CLARENCE W. BILBREW	§	
V.	§	CIVIL ACTION NO. 9:06CV168
DIRECTOR, TDCJ-CID	§	

ORDER OF DISMISSAL

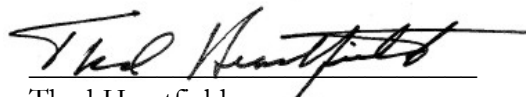
The above-entitled and numbered civil action was heretofore referred to United States Magistrate Judge Judith K. Guthrie. The Report of the Magistrate Judge, which contains her findings of fact and recommendations for the disposition of such action, has been presented for consideration. It appearing that a copy of such Report was sent to the last known address of the Petitioner by certified mail, return receipt requested; accordingly, such proposed findings and recommendations will be considered, since no objections have been forthcoming from the Petitioner.

After careful deliberation concerning such proposed findings and recommendations, it is determined that they are correct and should be adopted by the Court. It is therefore,

ORDERED that such matter shall be **DISMISSED** with prejudice. It is further

ORDERED that such matter shall be **DISMISSED** without prejudice to Petitioner's right to maintain a section 1983 action regarding claims not related to the fact or duration of his confinement, in a court of proper jurisdiction and venue. All motions not previously ruled on by either party are hereby **DENIED**.

SIGNED this the 17 day of **November, 2006**.


Thad Heartfield
United States District Judge